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PPLICATION NO.	02/02/2001		FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/776,009 64948			Michael A. Vyvoda	SAND-01159US0 sand/1159/1	
VIERRA MAGEN/SANDISK CORPORATION				EXAMINER	
575 MARKI	ET STREE	ANDISK CORPO T	RATION		,
SUITE 2500 SAN FRAN		A 94105		ART UNIT	PAPER NUMBER

DATE MAILED: 04/18/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

Ì	•	Application No. Applicant(s)				
Notification of Non-Compliant Appeal Brief (37 CFR 41.37)		09/776,009	VYVODA ET AL.			
		Examiner	Art Unit			
		Anh D. Mai	2814			
	The MAILING DATE of this communication app	pears on the cover sheet with the c	correspondence address			
The Ap 41.37.	opeal Brief filed on <u>12 September 2005</u> is defecti	ve for failure to comply with one	or more provisions of 37 CFR			
1205.0	id dismissal of the appeal, applicant must file an 3) within ONE MONTH or THIRTY DAYS from t ISIONS OF THIS TIME PERIOD MAY BE GRAI	he mailing date of this Notification				
1. 🖾	The brief does not contain the items required u heading or in the proper order.	nder 37 CFR 41.37(c), or the iter	ns are not under the proper			
2. 🔲	The brief does not contain a statement of the status of all claims, (e.g., rejected, allowed, withdrawn, objected to, canceled), or does not identify the appealed claims (37 CFR 41.37(c)(1)(iii)).					
3. 🗀	At least one amendment has been filed subsequent to the final rejection, and the brief does not contain a statement of the status of each such amendment (37 CFR 41.37(c)(1)(iv)).					
4.	(a) The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number and to the drawings, if any, by reference characters; and/or (b) the brief fails to: (1) identify, for each independent claim involved in the appeal and for each dependent claim argued separately, every means plus function and step plus function under 35 U.S.C. 112, sixth paragraph, and/or (2) set forth the structure, material, or acts described in the specification as corresponding to each claimed function with reference to the specification by page and line number, and to the drawings, if any, by reference characters (37 CFR 41.37(c)(1)(v)).					
5. 🗌	The brief does not contain a concise statement of each ground of rejection presented for review (37 CFR 41.37(c)(1)(vi))					
6.	The brief does not present an argument under a separate heading for each ground of rejection on appeal (37 CFR 41.37(c)(1)(vii)).					
7.	The brief does not contain a correct copy of the appealed claims as an appendix thereto (37 CFR 41.37(c)(1)(viii)).					
8. 🗌	The brief does not contain copies of the evidence submitted under 37 CFR 1.130, 1.131, or 1.132 or of any other evidence entered by the examiner and relied upon by appellant in the appeal , along with a statement setting forth where in the record that evidence was entered by the examiner, as an appendix thereto (37 CFR 41.37(c)(1)(ix)).					
9. 🗌	The brief does not contain copies of the decisions rendered by a court or the Board in the proceeding identified in the Related Appeals and Interferences section of the brief as an appendix thereto (37 CFR $41.37(c)(1)(x)$).					
10.🛛	Other (including any explanation in support of the above items):					
	The Appeal Brief is filed under the rules set forth in 37 CFR. 1.192(c). However, rules 1.192(c) were abolished on September 13, 2004, and replaced by 37 CFR. 41.37(c). Therefore, the Appeal Brief as filed, fails to comply with the new rules. It is required that a substitute Appeal Brief be submitted that is in compliance with 37 CFR. 41.37(c). For more information on the Board's new rules, please see the web page entitled "More Information on the Rules of					
	Practice Before the BPAI," Final Rule at: http://www					
			Mardyn			

ANH D. MAL PRIMARY EXAMINER